

From: Tabor, Brock N (DEC) <brock.tabor@alaska.gov>
Sent: Wednesday, July 16, 2014 3:50 PM
To: TASreinterpretation
Subject: Alaska questions RE: TAS Interpretation

Hello,

I am writing to you in regards to the potential reinterpretation of CWA 518 and Tribal administration issues. As you may know, Alaska is home to over two hundred tribes and will be of great interest to them. That said, at this time Alaska only has one reservation (Metlakatla) and I have not heard that they are interested in pursuing eligibility at this time.

It is my understanding that tribal eligibility is depending on whether a tribe has a formal reservation or tribal trust land outside of a formal reservation. If this is the case, then Alaskan tribes would be excluded (with the exception of Metlakatla) from this reinterpretation. That said, I noticed in the EPA informational PPT (7-8-14) that EPA is taking comments on "limitation to Indian reservations".

I would appreciate it if you could clarify how EPA is going to be considering Alaskan Tribes and their lands during this process and whether EPA is contemplating extending this rule to non-reservation lands.

Thank you,

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